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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/978,273
Applicant : Christopher John Robert THOMAS, *et al.*
Filed : October 15, 2001
Title : **PLANT CELL DEATH SYSTEM**
Art unit : 1638
Examiner : Cynthia E. Collins
Docket No. : 13101/48801
Customer No. : 26646

Confirmation No: 4447

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria VA, 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: 9/22/06

Signature: Anthony Giaccio

Anthony Giaccio Reg. (No. 39,684)

NOTICE OF APPEAL AND REQUEST FOR EXTENSION OF TIME
PURSUANT TO 37 C.F.R. §1.136(a)

Applicants hereby appeal the Examiner's decision made in the Final Office Action dated March 22, 2006, finally rejecting claims 55-66. Applicants request a three-month extension of time, so that the three-month response period is extended from June 22, 2006 to September 22, 2006. The Commissioner is authorized to charge the \$1,020.00 three-month extension fee to the account of Kenyon & Kenyon LLP, Deposit Account No. 11-0600.

The Commissioner is hereby authorized to charge the payment of the 37 C.F.R. § 41.20(b)(1) Notice of Appeal fee of \$500.00, to Kenyon & Kenyon LLP, Deposit Account No. 11-0600. Any additional fees deemed necessary should also be charged to Deposit Account No. 11-0600. An additional copy of this Notice is enclosed for that purpose.

Date: 9/22/06

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01 FC:1401 500.00 DA
02 FC:1253 1020.00 DA

Respectfully submitted,
KENYON & KENYON LLP

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